

# Request For Continued Examination (RCE) Transmittal

Address to:  
Mail Stop RCE  
Commissioner for Patents  
Randolph Building, 401 Dulany Street  
Alexandria, Virginia 22314

Application Number	10/511,314
Filing Date	May 17, 2005
First Named Inventor	David WALLACH
Confirmation No.	6672
Art Unit	1652
Examiner Name	S. Swope
Attorney Docket Number	WALLACH=33

## This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Supplemental Response with attachment

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required).

- b. ☐ Other \_\_\_\_\_

## 3. Fees

- ☐ The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when RCE is filed.

☐ Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

The following fees are being paid herewith:

- i. ☒ RCE fee required under 37 CFR 1.17(e) \$810.00
- ii. ☒ Extension of time fee (37 CFR. 1.136 and 1.17): \$1,110.00 for 3 months  
(☒ \$490.00 already paid for 2 month(s) extension of time on September 21, 2009)
- iii. ☐ Other \_\_\_\_\_

- a. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed (Check No. \_\_\_\_\_)

- b. ☒ Authorization is submitted herewith for payment by credit card in the amount of \$620.00.

- c. ☒ The director is hereby authorized to charge any underpayment or credit any overpayment with respect to this RCE to Deposit Account No. 02-4035.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

4. ☒ Provisional extension of time if needed. Applicants authorize any charge of additional fees (**except issue fee**) that may be required in connection with this application to Deposit Account No. 02-4035.

## SIGNATURE OF APPLICANT, ATTORNEY, AGENT REQUIRED

Name (Print/Type)	Jay F. Williams	Registration No. (Attorney/Agent)	48,036
Signature	/jfw/	Date	October 16, 2009